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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants: Jay YOGESHWAR et al.

Case: FPD-3

Serial No.: 09/839,355

Filed: April 20, 2001

Group Art Unit: 2651

Examiner: Not yet assigned

Title: METHODS AND APPARATUS FOR INDEXING AND ARCHIVING  
ENCODED AUDIO/VIDEO DATA

Mail Stop Petition  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

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S I R:

PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION  
Under 1.137(b) and 1.137(f)  
AND  
SUBMISSION OF REVOCATION OF NON-PUBLICATION REQUEST

I. Petition and Required Statement of Unintentional Delay

A non-publication request was filed with the above referenced patent application. On April 19, 2002, the Assignee of the present application filed a corresponding patent application in the PCT Office designating foreign countries. At the time the PCT application was filed, Applicant's undersigned representative failed to appreciate that a non-publication request had been filed in the present application.

The Applicants' undersigned representative was reviewing the patent application in relation to foreign filing issues. In reviewing the file it was determined that the application had already been filed as a PCT and that a non-publication request had been filed in the case. In realizing that a revocation of non-publication request had not been filed, Applicants' undersigned representative promptly prepared and filed this petition.

Applicants' undersigned representative hereby declares that the failure to notify the Patent Office of the foreign filing within 45 days of the foreign filing date and to revoke the non-publication request was the result of an unintentional error.

This petition is accompanied by a Revocation of Non-Publication Request and Notice of Foreign Filing.

**Statement that Delay was Unintentional**

The undersigned hereby states that the entire delay in filing the required reply, i.e., the Revocation of Non-Publication Request and Notice of Foreign Filing, until the filing of this grantable petition, was unintentional.

**II. FEE AUTHORIZATION**

Small entity status is claimed. A check in the amount of \$650.00 to cover the petition fee under 37 C.F.R. §1.17(m) (for a small entity) is enclosed herewith. Please charge any additional or omitted fee due in regard to this application and/or credit any overpayment to the deposit

account of **Straub & Pokotylo**, deposit account number  
**50-1049.**

Respectfully submitted,

STRAUB & POKOTYLO

May 27, 2003

*Michael P. Straub*

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**CERTIFICATE OF MAILING under 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited on **May 27, 2003** with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to **Mail Stop Petition**, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

*Michael P. Straub*  
Michael P. Straub

36,941  
Reg. No.